

ESTTA Tracking number: **ESTTA763769**

Filing date: **08/10/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	Columbia Insurance Company
Granted to Date of previous extension	09/21/2016
Address	1314 Douglas Street, Suite 1400 Omaha, NE 68102 UNITED STATES
Attorney information	David Chen IP ATTORNEYS GROUP, LLC 16 Oxford Road Milford, CT 06460 UNITED STATES assistant@ipattorneysgroup.com, trademark@ipattorneysgroup.com

### Applicant Information

Application No	86860350	Publication date	05/24/2016
Opposition Filing Date	08/10/2016	Opposition Period Ends	09/21/2016
Applicant	Victor N. Castroll 3835 E. Thousand Oaks Blvd. #345 Thousand Oaks, CA 91362 UNITED STATES		

### Goods/Services Affected by Opposition

Class 025. First Use: 0 First Use In Commerce: 0

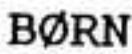
Opposed goods and services in the class: Boots for sport; Footwear; Footwear for men; Footwear not for sports; Leather boots; Leisure shoes; Loafers; Shoes; Slippers;


### Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
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### Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	1947333	Application Date	12/17/1993
Registration Date	01/09/1996	Foreign Priority Date	NONE
Word Mark	BORN		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 025. First use: First Use: 1994/03/05 First Use In Commerce: 1994/03/05 footwear

U.S. Registration No.	3512409	Application Date	04/02/2008
Registration Date	10/07/2008	Foreign Priority Date	NONE
Word Mark	BORN Å# CROWN		
Design Mark			
Description of Mark	The mark consists of the stylized words "BÅ,rn" and "Crown" surrounding the character "Å#" featuring a crown design inside the character.		
Goods/Services	Class 025. First use: First Use: 2007/06/00 First Use In Commerce: 2007/06/00 Footwear		

U.S. Registration No.	3542937	Application Date	03/04/2008
Registration Date	12/09/2008	Foreign Priority Date	NONE
Word Mark	BORN		
Design Mark			

Description of Mark	The mark consists of the stylized word "BÃrn" featuring a crown design inside the letter "o".
Goods/Services	Class 025. First use: First Use: 1994/06/00 First Use In Commerce: 1994/06/00 Footwear

Attachments	74471830#TMSN.png( bytes ) 77438138#TMSN.png( bytes ) 77412686#TMSN.png( bytes ) Notice of Opposition.pdf(441301 bytes )
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## Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/David Chen/
Name	David Chen
Date	08/10/2016

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

COLUMBIA INSURANCE COMPANY	)	
	)	
Opposer.	)	Opposition No.: _____
	)	
v.	)	Application SN 86/860,350
	)	
	)	Mark: BORN ON THE BACKROAD
	)	
Victor N. Castroll	)	
	)	
Applicant.	)	
	)	


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**NOTICE OF OPPOSITION**

Opposer, Columbia Insurance Company, a Nebraska Corporation having its principal place of business at 1314 Douglas Street, Suite 1400, Omaha, Nebraska 68102 ("Opposer"), believes it will be damaged by the allowance and subsequent registration of the mark based upon the above-referenced application, and hereby opposes registration thereof pursuant to Section 13 of the Lanham Act, 15 U.S.C. §1063, alleging as grounds for opposition that:

1. Opposer currently uses the trademark **BORN** on or in connection with footwear and other goods.
  
2. Opposer, through its licensee, markets footwear and other goods in the United States and elsewhere under the trademark **BORN**.
  
3. Opposer is the owner of the below listed incontestable U.S. Trademark Registrations for its **BORN** marks (attached hereto as the exhibits indicated below are

printouts from the TSDR database of Opposer's registrations and made of record in this proceeding pursuant to 37 C.F.R. §2.122(d)(1); hereinafter "Opposer's Marks"):

Mark	Reg. No.	Reg. Date	IC/Goods	TSDR Status
<b>BØRN</b>	1,947,333	01/09/1996	IC 025: footwear	Exhibit A
<i>Børn</i>  <i>Crown</i>	3,512,409	10/07/2008	IC 025: footwear	Exhibit B
<b>Børn</b>	3,542,937	12/09/2008	IC 025: footwear	Exhibit C

4. The records of the USPTO indicate that Applicant, Victor N. Castroll, is an individual of the U.S. with an address of 3835 E. Thousand Oaks Blvd. #345, Thousand Oaks, California, 91362 ("Applicant").

5. The records of the USPTO indicate that Applicant is the owner of Application Serial No. 86/860,350, filed December 29, 2015, for the following mark in connection with the following goods ("Applicant's Mark"):

Mark	Int'l Class/Goods
BORN ON THE BACKROAD	<b>IC 025:</b> Athletic pants; Athletic shirts; Athletic shorts; Baseball caps; Beachwear; Belts made of leather; Belts for clothing; Belts made of leather; Bermuda shorts; Blazers; Boots for sport; Caps; Clothing, namely, khakis; Coats; Collared shirts; Crew neck sweaters; Cross-country gloves; Dress shirts; Drivers; Driving gloves; Fedoras; Fingerless gloves; Footwear; Footwear for men; Footwear not for sports; Gloves; Gloves for apparel; Golf caps; Golf shorts; Hats; Headwear; Hooded sweatshirts; Jackets; Knit shirts; Leather belts; Leather boots; Leather coats; Leather hats; Leather jackets; Leather pants; Leisure shoes; Loafers; Long sleeve pullovers; Long sleeved vests; Lounge pants; Loungewear; Men's socks; Men's and women's jackets,

	coats, trousers, vests; Moisture-wicking sports shirts; Motorcycle gloves; Motorcycle jackets; Neckwear; Pants; Polo knit tops; Polo shirts; Pullovers; Robes; Shirts; Shirts and short-sleeved shirts; Shoes; Shorts; Sleepwear; Slippers; Socks; Sport coats; Sport shirts; Sports caps and hats; Sports jackets; Sports pants; Sports shirts; Sweat suits; Sweaters; Sweatpants; Sweatshirts; T-shirts; Ties; Trousers; Turtleneck pullovers; Turtleneck sweaters; Undergarments; V-neck sweaters; Vests; Visors; Warm-up suits; Wearable garments and clothing, namely, shirts; Woven shirts; Athletic pants; Athletic shirts; Athletic shorts; Baseball caps; Bermuda shorts; Caps; Collared shirts; Crew neck sweaters; Dress shirts; Driving gloves; Fingerless gloves; Golf shorts; Hooded sweatshirts; Leather pants; Long sleeve pullovers; Long sleeved vests; Men's socks; Men's and women's jackets, coats, trousers, vests; Moisture-wicking sports shirts; Polo shirts.
--	--

6. Applicant alleges a bona fide intent to use in commerce as the filing basis under Section 1(b) of the Lanham Act, 15 U.S.C. §1051(b).

7. Opposer's rights in Opposer's Marks and its common law rights in its **BORN** trademarks are prior in time to Applicant's date of alleged intent to use Applicant's Mark as established by the filing date of Applicant's application.

8. Opposer's Registrations Nos. 1,947,333, 3,512,409, and 3,542,937 issued prior to the filing date of Applicant's application.

9. The specific goods "Boots for sport;" "Footwear;" "Footwear for men;" "Footwear not for sports;" "Leather boots;" "Leisure shoes;" "Loafers;" "Shoes;" and "Slippers" identified in Application Serial No. 86/860,350 ("opposed goods") are identical or closely related to the goods identified in Opposer's Registration Nos. 1,947,333; 3,512,409; and 3,542,937.

10. In view of the similarities between Opposer's Marks and Applicant's Mark and the fact that Applicant's opposed goods are identical or closely related to Opposer's

goods, there is a likelihood that Applicant's opposed goods will be perceived as being sponsored by or affiliated with Opposer.

11. Applicant's Mark so resembles Opposer's Mark, as to be likely to cause confusion, or to cause mistake, or to deceive as to the source of the opposed goods within the meaning of Section 2(d) of the Lanham Act, 15 U.S.C. §1052(d).

12. The use and registration of Applicant's Mark in connection with the opposed goods will damage Opposer in the advertising and sale of its goods by causing a likelihood of confusion.

WHEREFORE, Opposer prays that the Trademark Trial and Appeal Board deny registration of Application Serial No. 86/860,350 with respect to the opposed goods "Boots for sport;" "Footwear;" "Footwear for men;" "Footwear not for sports;" "Leather boots;" "Leisure shoes;" "Loafers;" "Shoes;" and "Slippers" and otherwise sustain this opposition with respect to such goods.

Payment in the amount of the required filing fee for opposition in one class is submitted with this Notice of Opposition.

Respectfully submitted,  
**IP ATTORNEYS GROUP, LLC**



Dated: August 10, 2016

By: \_\_\_\_\_

David Chen  
**IP ATTORNEYS GROUP, LLC**  
16 Oxford Road  
Milford, CT 06460  
Tel: (203) 298-4830  
Fax: (203) 298-4832  
[dchen@ipattorneysgroup.com](mailto:dchen@ipattorneysgroup.com)

*Attorney for Opposer*  
Columbia Insurance Company



**CERTIFICATE OF SERVICE**

This hereby certifies that the foregoing **NOTICE OF OPPOSITION** was served via first-class mail, postage prepaid, this 10<sup>th</sup> day of August, 2016, addressed to Applicant's attorney of record at the address identified in the USPTO records below:

Marina L. Lang  
SoCal IP Law Group LLP  
310 N. Westlake Blvd., Suite 120  
Westlake Village, CA 91362



---

Todd Hardy  
**IP ATTORNEYS GROUP, LLC**  
16 Oxford Road  
Milford, CT 06460  
Tel: (203) 298-4830  
Fax: (203) 298-4832  
[thardy@ipattorneysgroup.com](mailto:thardy@ipattorneysgroup.com)

*Attorney for Opposer*  
Columbia Insurance Company

# Exhibit A

Generated on: This page was generated by TSDR on 2016-08-04 13:20:23 EDT

Mark: BORN

BØRN

US Serial Number: 74471830

Application Filing Date: Dec. 17, 1993

US Registration Number: 1947333

Registration Date: Jan. 09, 1996

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: The registration has been renewed.

Status Date: Sep. 03, 2015

Publication Date: Dec. 06, 1994

Notice of Feb. 28, 1995

Allowance Date:

## Mark Information

Mark Literal Elements: BORN

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

## Goods and Services

**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- ◆ Brackets [...] indicate deleted goods/services;
- ◆ Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- ◆ Asterisks \*...\* identify additional (new) wording in the goods/services.

For: footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 05, 1994

Use in Commerce: Mar. 05, 1994

## Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: COLUMBIA INSURANCE COMPANY

Owner Address: 3024 Harney Street  
OMAHA, NEBRASKA UNITED STATES 68131

Legal Entity Type: CORPORATION

State or Country NEBRASKA  
Where Organized:

## Attorney/Correspondence Information

**Attorney of Record**  
**Attorney Name:** David Chen  
**Docket Number:** 00006-T0023A

**Correspondent**  
**Correspondent Name/Address:** David Chen  
IP Attorneys Group, LLC  
16 OXFORD ROAD, 2ND FLOOR  
MILFORD, CONNECTICUT UNITED STATES 06460-3823

**Phone:** 203-298-4830  
**Fax:** 203-298-4832

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Sep. 03, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - MAILED	
Sep. 03, 2015	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	66607
Sep. 03, 2015	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Sep. 03, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Aug. 06, 2015	TEAS SECTION 8 & 9 RECEIVED	
Jun. 22, 2012	ATTORNEY REVOKED AND/OR APPOINTED	
Jun. 22, 2012	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 11, 2007	CASE FILE IN TICRS	
Mar. 17, 2006	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	60132
Mar. 17, 2006	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Mar. 15, 2006	ASSIGNED TO PARALEGAL	60132
Nov. 07, 2005	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Nov. 07, 2005	TEAS SECTION 8 & 9 RECEIVED	
Sep. 24, 2002	PAPER RECEIVED	
Jan. 31, 2002	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Dec. 07, 2001	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jan. 09, 1996	REGISTERED-PRINCIPAL REGISTER	
Oct. 17, 1995	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 17, 1995	ASSIGNED TO EXAMINER	67604
Sep. 19, 1995	STATEMENT OF USE PROCESSING COMPLETE	
Sep. 19, 1995	EXTENSION 1 GRANTED	
Aug. 25, 1995	USE AMENDMENT FILED	
Aug. 25, 1995	EXTENSION 1 FILED	
Feb. 28, 1995	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 06, 1994	PUBLISHED FOR OPPOSITION	
Nov. 04, 1994	NOTICE OF PUBLICATION	
Jun. 28, 1994	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 27, 1994	ASSIGNED TO EXAMINER	67604
Jun. 23, 1994	ASSIGNED TO EXAMINER	66593

## Maintenance Filings or Post Registration Information

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Jan. 09, 2016

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Sep. 03, 2015

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 2

Registrant: H.H. Brown Shoe Company, Inc.

### Assignment 1 of 2

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 1821/0515

Pages: 8

Date Recorded: Nov. 20, 1998

Supporting Documents: [assignment-tm-1821-0515.pdf](#)

#### Assignor

Name: H.H. BROWN SHOE COMPANY

Execution Date: Jun. 27, 1998

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:

#### Assignee

Name: COLUMBIA INSURANCE COMPANY

Legal Entity Type: CORPORATION

State or Country: NEBRASKA  
Where Organized:

Address: 3024 HARNEY ST.  
OMAHA, NEBRASKA 68131

#### Correspondent

Correspondent Name: FISH & RICHARDSON P.C.

Correspondent Address: TIMOTHY A. FRENCH  
225 FRANKLIN ST.  
BOSTON, MA 02110-2804

Domestic Representative - Not Found

### Assignment 2 of 2

Conveyance: RE-RECORD TO CORRECT THE NAME OF THE ASSIGNOR, PREVIOUSLY RECORDED ON 1821 FRAME 0515 ON 11/20/1998, ASSIGNOR CONFIRMS THE ASSIGNMENT OF THE ENTIRE INTEREST.

Reel/Frame: 1922/0063

Pages: 11

Date Recorded: Apr. 27, 1999

Supporting Documents: [assignment-tm-1922-0063.pdf](#)

#### Assignor

Name: H.H. BROWN SHOE COMPANY, INC.

Execution Date: Jun. 27, 1998

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:

#### Assignee

Name: COLUMBIA INSURANCE COMPANY

Legal Entity Type: CORPORATION

State or Country: NEBRASKA  
Where Organized:

Address: 3024 HARNEY STREET  
OMAHA, NEBRASKA 68131

#### Correspondent

Correspondent Name: FISH & RICHARDSON P.C.

Correspondent Address: TIMOTHY A. FRENCH, ESQ.  
225 FRANKLIN STREET  
BOSTON, MASSACHUSETTS 02110-2804

Domestic Representative - Not Found

## Exhibit B

Generated on: This page was generated by TSDR on 2016-08-04 13:21:05 EDT

Mark: BORN Ø CROWN



US Serial Number: 77438138

Application Filing Date: Apr. 02, 2008

US Registration Number: 3512409

Registration Date: Oct. 07, 2008

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Sep. 26, 2014

Publication Date: Jul. 22, 2008

## Mark Information

Mark Literal Elements: BORN Ø CROWN

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the stylized words "Born" and "Crown" surrounding the character "Ø" featuring a crown design inside the character.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 24.11.01 - Crowns closed at the top

## Related Properties Information

Claimed Ownership of US Registrations: 1947333, 2894288, 3093916 and others

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- \* Brackets [...] indicate deleted goods/services;
- \* Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- \* Asterisks \*..\* identify additional (new) wording in the goods/services.

For: Footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 2007

Use in Commerce: Jun. 2007

## Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

## Current Owner(s) Information

Owner Name: Columbia Insurance Company

Owner Address: 3024 Harney Street  
Omaha, NEBRASKA 68131  
UNITED STATES

Legal Entity Type: CORPORATION

State or Country: NEBRASKA  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: David Chen

Docket Number: 00006-T0380A

### Correspondent

Correspondent Name/Address: David Chen  
IP Attorneys Group, LLC  
16 OXFORD ROAD, 2ND FLOOR  
MILFORD, CONNECTICUT 06460-3823  
UNITED STATES

Phone: 203-298-4830

Fax: 203-298-4832

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Sep. 26, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - MAILED	
Sep. 26, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	69471
Sep. 25, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	69471
Sep. 17, 2014	TEAS SECTION 8 & 15 RECEIVED	
Jun. 22, 2012	ATTORNEY REVOKED AND/OR APPOINTED	
Jun. 22, 2012	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 21, 2011	CERTIFICATE OF CORRECTION ISSUED	67723
Jun. 21, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Jun. 16, 2011	TEAS SECTION 7 REQUEST RECEIVED	
Oct. 07, 2008	REGISTERED-PRINCIPAL REGISTER	
Jul. 22, 2008	PUBLISHED FOR OPPOSITION	
Jul. 02, 2008	NOTICE OF PUBLICATION	
Jun. 18, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	78289
Jun. 16, 2008	ASSIGNED TO LIE	78289
Jun. 16, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 12, 2008	ASSIGNED TO EXAMINER	76615
Apr. 08, 2008	NOTICE OF DESIGN SEARCH CODE MAILED	
Apr. 07, 2008	NEW APPLICATION ENTERED IN TRAM	

## Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Change in Registration: Yes

Correction made to Registration: In the statement, Column 1, lines 1-4, are deleted, and Columbia Insurance Company ( Nebraska corporation) 3024 Harney Street Omaha Nebraska 68131 should be inserted.



## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 101

Date in Location: Sep. 26, 2014

# Exhibit C

Generated on: This page was generated by TSDR on 2016-08-04 13:21:50 EDT

Mark: BORN

**Børn**

US Serial Number: 77412686

Application Filing Date: Mar. 04, 2008

US Registration Number: 3542937

Registration Date: Dec. 09, 2008

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Oct. 20, 2014

Publication Date: Sep. 23, 2008

## Mark Information

Mark Literal Elements: BORN

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the stylized word "Børn" featuring a crown design inside the letter "o".

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search 24.11.01 - Crowns closed at the top

Code(s): 26.17.01 - Bars, straight; Lines, straight; Bands, straight; Straight line(s), band(s) or bar(s)  
26.17.06 - Bands, diagonal; Bars, diagonal; Diagonal line(s), band(s) or bar(s); Lines, diagonal

## Related Properties Information

Claimed Ownership of US Registrations: 1947333, 2894288, 3093916 and others

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- ♦ Brackets [...] indicate deleted goods/services;
- ♦ Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- ♦ Asterisks \*..\* identify additional (new) wording in the goods/services.

For: Footwear

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1994

Use in Commerce: Jun. 1994

## Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

**Owner Name:** Columbia Insurance Company

**Owner Address:** 3024 Harney Street  
Omaha, NEBRASKA 68131  
UNITED STATES

**Legal Entity Type:** CORPORATION

**State or Country:** NEBRASKA  
**Where Organized:**

## Attorney/Correspondence Information

**Attorney Name:** David Chen

**Attorney of Record**

**Docket Number:** 00006-T0027A

**Correspondent**

**Correspondent Name/Address:** David Chen  
IP Attorneys Group, LLC  
16 OXFORD ROAD, 2ND FLOOR  
MILFORD, CONNECTICUT 06460-3823  
UNITED STATES

**Phone:** 203-298-4830

**Fax:** 203-298-4832

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Oct. 20, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - MAILED	
Oct. 20, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Oct. 20, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Oct. 10, 2014	TEAS SECTION 8 & 15 RECEIVED	
Jun. 22, 2012	ATTORNEY REVOKED AND/OR APPOINTED	
Jun. 22, 2012	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 21, 2011	CERTIFICATE OF CORRECTION ISSUED	68335
Jun. 20, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68335
Jun. 16, 2011	TEAS SECTION 7 REQUEST RECEIVED	
Dec. 09, 2008	REGISTERED-PRINCIPAL REGISTER	
Sep. 23, 2008	PUBLISHED FOR OPPOSITION	
Sep. 03, 2008	NOTICE OF PUBLICATION	
Aug. 21, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	78413
Aug. 21, 2008	ASSIGNED TO LIE	78413
Aug. 14, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 13, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 13, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Aug. 13, 2008	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Jun. 16, 2008	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Jun. 16, 2008	LETTER OF SUSPENSION E-MAILED	6332
Jun. 16, 2008	SUSPENSION LETTER WRITTEN	76615
Jun. 12, 2008	ASSIGNED TO EXAMINER	76615
Mar. 08, 2008	NOTICE OF DESIGN SEARCH CODE MAILED	
Mar. 07, 2008	NEW APPLICATION ENTERED IN TRAM	

## Maintenance Filings or Post Registration Information

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Change in Registration:** Yes

**Correction made to Registration:** In the statement, Column 1, line 1, " Delaware " should be deleted, and Nebraska should be inserted.

## TM Staff and Location Information

**TM Staff Information - None**

**File Location**

**Current Location:** TMEG LAW OFFICE 101

**Date in Location:** Oct. 20, 2014

**CERTIFICATE OF SERVICE**

This hereby certifies that the foregoing **NOTICE OF OPPOSITION** was served via first-class mail, postage prepaid, this 10<sup>th</sup> day of August, 2016, addressed to Applicant's attorney of record at the address identified in the USPTO records below:

Marina L. Lang  
Socal IP Law Group LLP  
310 N. Westlake Blvd., Suite 120  
Westlake Village, CA 91362

---

Todd Hardy  
**IP ATTORNEYS GROUP, LLC**  
16 Oxford Road  
Milford, CT 06460  
Tel: (203) 298-4830  
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